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Attorneys for Defendants

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN JOSE DIVISION

SVETLANA NIKITENKO,

Plaintiff,

v.

Department of Homeland Security, MICHAEL
 CHERTOFF, Secretary; United States Citizenship
 and Immigration Services, EMILIO T.
 GONZALEZ, Director; United States Citizenship
 and Immigration Services, ROSEMARY
 MELVILLE, District Director; U.S. Attorney
 General, ALBERTO GONZALES; Federal
 Bureau of Investigation, ROBERT S. MUELLER,
 III, Director,

Defendants.

No. C 07-3297 HRL

**STIPULATION TO DISMISS AND
 [PROPOSED] ORDER**

Plaintiff, by and through her attorney of record, and Defendants, by and through their attorneys of record, hereby stipulate, subject to the approval of the Court, to dismissal of the above-entitled action without prejudice in light of the fact that the United States Citizenship and Immigration Services is now prepared to adjudicate plaintiff's application for naturalization and agrees to adjudicate such application within 30 days of the dismissal of this action.

Each of the parties shall bear their own costs and fees.

Respectfully submitted,

SCOTT N. SCHOOLS
United States Attorney

/s/
EDWARD OLSEN
Assistant United States Attorney
Attorneys for Defendants

Date: September 18, 2007

/s/

 MONICA KANE
 Attorney for Plaintiff

ORDER

Pursuant to stipulation, IT IS SO ORDERED.

Date:

HOWARD R. LLOYD
United States Magistrate Judge